

MAHSA PARVIZ

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MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

JAN 24 2025

FILED
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DATE

INITIAL

UNITED STATES COURT OF APPEALS
IN AND FOR THE NINTH CIRCUIT

UNITED STATES OF AMERICA

v.

MAHSA PARVIZ

C.A. No. 24-2746 (related
C.A. No. 22-50160; 24-4709; 23-35601)

REPLY IN SUPPORT OF
RENEWED MOTION FOR
BAIL PENDING APPEAL
(C.A. Dkt No. 21)

COMES NOW, Defendant MAHSA PARVIZ,
and files this REPLY in support of her
renewed motion for bail pending appeal.

The Government contends that Parviz's
renewed motion for bail pending appeal
cannot be granted by this Court because it
was not filed in related C.A. No. 22-50160,
however, the Government is remiss and did
~~cannot~~, nor can it, provide any legal authority
in support of their conjecture. It is simply
the Government's opinion that this Court should
not grant bail pending appeal but an opinion
absent legal authority lacks merit when
weighed against the facts supporting Defendant's
release on bail pending appeal pursuant to FRAP
96.12.1 and Fed. R. Crim. P. 37. Therein,
Defendant expressly requested that the Clerk
remit a copy of the motion to the district
court and on information and belief, the Hon.
Stanley Blumenfeld, Jr. denied the ex parte motion.

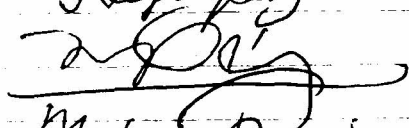
Moreover, Defendant's Motion for Reassignment under 28 USC §§ 144, 455, is also pending appeal before this Court.

Defendant recently filed, in the district Court, a renewed Motion to terminate supervised release (Dkt. No. 191) subject to mandatory reassignment and pending appeal for having served 34 months in BOP custody to no benefit as of January 15, 2025. Defendant's term of supervised release as to Ct. 1 was 36 months prior to re-sentencing, and can only carry 12 to 36 months upon re-sentencing.

Defendant's release is simply long overdue and the Government cannot dispute the fact that Defendant has served excess time, nor can the Government restore said time to Defendant for this wrongful, excessive incarceration.

WHEREFORE, Defendant prays this Court grant her motion for bail pending appeal and order her instant release from BOP custody under any condition(s) it deems just and necessary if it chooses to order condition(s).

DATED: January 15th, 2025

Respectfully submitted

Mahsa Parviz

CERTIFICATE OF SERVICE

I hereby swear under penalty of perjury that a true and correct copy of the foregoing was mailed to the Clerk for service on AUSA Jenna Long via ECF.

Dated: January 15, 2025


MAHSA PARVIZ